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8 IN THE UNITED STATES DISTRICT COURT
9 FOR THE NORTHERN DISTRICT OF CALIFORNIA
10 SAN JOSE DIVISION

11 UNITED STATES OF AMERICA,)	No. CR 10-00625-JF
)	
12 Plaintiff,)	STIPULATION TO EXTEND SELF-
13 v.)	SURRENDER DATE; [PROPOSED]
)	ORDER
)	
14 JUAN CARLOS CRUZ-BOTELLO,)	
)	Honorable Lucy H. Koh
15 Defendant.)	(Duty Judge)
)	

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18 **STIPULATION**

19 Defendant Juan Carlos Cruz-Botello, by and through Assistant Federal Public Defender
20 Varell L. Fuller, and the United States, by and through Assistant United States Attorney Allison
21 Marston Danner, hereby stipulate that, with the Court's approval, the defendant's December 1,
22 2011, self-surrender, shall be extended to January 2, 2012.

23 The defendant Juan Carlos Cruz-Botello was sentenced to 60 months in custody
24 following his guilty plea to violating 21 U.S.C. §§ 841(a)(1) and 841(b)(A)(viii), distribution of
25 over 50 grams of methamphetamine. The Court ordered him to self-surrender by 2:00 p.m. on
26 December 1, 2011, to the institution designated by the Bureau of Prisons to serve the sentence

1 imposed. The reason for the requested extension is Mr. Cruz-Botello was notified on November
2 28, 2011, of the facility where he is to self-surrender, and he has not finalized travel
3 arrangements to arrive there by December 1. Additionally, Mr. Cruz-Botello's wife is presently
4 unemployed and he is assisting her job search by providing care for their children while she
5 participates in a job training program through the Salvation Army and seeks employment.
6 Accordingly, Mr. Cruz-Botello respectfully request an extension to January 2, 2012, to allow
7 him to finalize his travel arrangement to his BOP facility and to continue assisting his wife
8 secure employment to provide for their children before he surrenders to serve the sentence
9 imposed.

10 For the foregoing reasons, the parties stipulate and respectfully ask that the Court extend
11 Mr. Cruz-Botello's self-surrender date to January 2, 2012. Mr. Cruz-Botello remains under
12 Pretrial Services supervision and he has been compliant with all pretrial release conditions as
13 ordered. Counsel for Mr. Cruz-Botello has consulted with Pretrial Services Officer Jaime
14 Carranza, who is assigned to this matter, and he has no objection to the requested extension.

15 Accordingly, it is respectfully requested that the Court extend Mr. Cruz-Botello's self-
16 surrender date to January 2, 2012.

17 IT IS SO STIPULATED.

18 Dated: November 29, 2011

19 _____/s/_____
VARELL L. FULLER
20 Assistant Federal Public Defender

21
22 Dated: November 29, 2011

23 _____/s/_____
ALLISON MARSTON DANNER
24 Assistant United States Attorney

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION

UNITED STATES OF AMERICA,

Plaintiff,

vs.

JUAN CARLOS CRUZ-BOTELLO,

Defendants.

No. 10-00625-JF

~~PROPOSED~~ ORDER EXTENDING
SELF-SURRENDER DATE

Honorable Lucy H. Koh

GOOD CAUSE APPEARING, and upon stipulation of the parties, IT IS HEREBY
ORDERED that Mr. Juan Carlos Cruz-Botello's self-surrender date is extended from December
1, 2011, to January 2, 2012. IT IS FURTHER ORDERED that he shall surrender for service of
the sentence previously imposed in this matter by 2:00 p.m. on January 2, 2012, to the BOP
facility to which he has been designated or the San Jose United States Marshal's Office.

IT IS SO ORDERED.

Dated: 11/30/11


HON. LUCY H. KOH
United States District Court Judge